



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

3721  
PATENT  
S. Zimmerman

Application of:

Brian Eugene Baldwin et al.

Serial No.: 09/928,007

Filed: August 10, 2001

Confirmation No.: 6430

Atty. File No.: 50012-00004

For: METHOD, SYSTEM, AND  
APPARATUS FOR HANDLING,  
LABELING, FILLING AND  
CAPPING SYRINGES

Commissioner for Patents  
Washington, DC 20231

Dear Sir:


Pursuant to Applicant's duty of disclosure under 37 CFR § 1.56, Applicant hereby submits this Third Supplemental Information Disclosure Statement with copies of the documents identified on the enclosed PTO Form 1449, although Applicant does not admit that any of such documents, alone or in any combination, is considered to be material to patentability as defined in 37 CFR § 1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission by Applicant that each such document is prior art as to the above-identified application. Also enclosed is a Statement Under 37 C.F.R. § 1.97(e)(2).

While Applicant believes no fees are due in connection herewith, please charge any fees necessary under 37 CFR § 1.17(i) to Deposit Account No. 50-1419.

) Group Art Unit: 3721

) Examiner: Brian D. Nash

**THIRD SUPPLEMENTAL**  
**INFORMATION DISCLOSURE**  
**STATEMENT**

CERTIFICATE OF MAILING	
I HEREBY CERTIFY THAT this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Commissioner for Patents, Washington, DC 20231 on: <b>April 29, 2003</b> .	
MARSH FISCHMANN & BREYFOGLE LLP	
By: 	<b>RECEIVED</b>
Michelle L. Hayes	

MAY 07 2003

TECHNOLOGY CENTER R3700

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By: 

Thomas R. Marsh, Esq.  
3151 South Vaughn Way, Suite 411  
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Facsimile: (303) 338-1514

Date: April 29, 2003

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
50012-00004In Re Application Of: **Brian Eugene Baldwin et al.**Serial No.  
09/928,007Filing Date  
August 10, 2001Examiner  
Brian D. NashGroup Art Unit  
3721Title: **METHOD, SYSTEM, AND APPARATUS FOR HANDLING, LABELING, FILLING AND CAPPING SYRINGES****RECEIVED**

MAY 07 2003

Address to:  
Assistant Commissioner for Patents  
Washington, D.C. 20231

TECHNOLOGY CENTER R3700

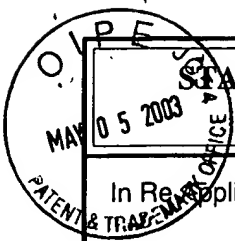
**37 CFR 1.97(b)**

1. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☒ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☒ the statement specified in 37 CFR 1.97(e);**OR**☐ the fee set forth in 37 CFR 1.17(p).



**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
**50012-00004**

In Re Application Of: **Brian Eugene Baldwin et al.**

Serial No.  
**09/928,007**

Filing Date  
**August 10, 2001**

Examiner  
**Brian D. Nash**

Group Art Unit  
**3721**

Invention:

**METHOD, SYSTEM, AND APPARATUS FOR HANDLING, LABELING, FILLING AND CAPPING SYRINGES**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

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This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

**MAY 07 2003**

Check applicable statement herebelow:

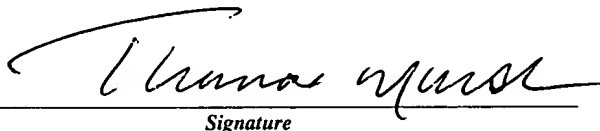
**TECHNOLOGY CENTER R3700**

Statement Under 37 CFR 1.97(e)(1)

- ☐ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☒ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

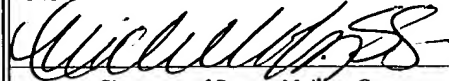
  
Signature

Dated: **April 29, 2003**

**Thomas R. Marsh, Esq.  
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20231



Signature of Person Mailing Correspondence

**Michelle L. Wyss**

Typed or Printed Name of Person Mailing Correspondence

CC:

# TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
50012-00004

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Serial No.

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Examiner

Brian D. Nash

Group Art Unit

3721

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## Payment of Fee

TECHNOLOGY CENTER R3700

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 50-1419 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.

### Certificate of Transmission by Facsimile\*

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(Date)

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Signature of Person Mailing Correspondence

Michelle L. Wyss

Typed or Printed Name of Person Mailing Certificate

\*This certificate may only be used if paying by deposit account.

*Thomas R. Marsh*

Signature

Dated: April 29, 2003

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